

GOVERNMENT OF ANDHRA PRADESHA
ABSTRACT

Public Service – Panchayat Raj & Rural Development Department - Allegations of corruption against Sri V.Bitchanna, Panchayat Secretary, Manthralayam Gram Panchayat, Kurnool District – Trapped by the Anti Corruption Bureau on 16-12-2004 – Prosecution sanctioned – Judgment pronounced – Charges not proved – Acquitted – Further action dropped – Orders – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.III) DEPARTMENT

G.O.Rt.No. 1259

Dated:12-08-2010
Read the following:-

1. From the D.G., ACB., Hyd., Lr.No.187/RCT/KUR/2004, dt.21-12-2004.
2. Procs. No.3783/Pts.A2/2004, dt.29-12-2004 of the District Collector, Kurnool.
3. From the D.G., ACB., Hyd., Lr.No.187/RCT-KUR/2004, dt.21-07-2005.
4. G.O.Ms.No.392, PR&RD (Vig.III) Deptt., dt.23-11-2005.
5. From the D.G., ACB., Hyd., Lr.No.187/RCT/KUR/2004-S6, dt.4-05-10.

ORDER:

Sri V.Bitchanna, Panchayat Secretary, Manthralayam Gram Panchayat, Kurnool District was trapped on 16-12-2004 when he demanded and accepted bribe amount of Rs.1800/- from the complainant, Sri Gururaj Bheemsen Manchali of Manthralayam, Kurnool district for approval of his building plans.

2. In the reference 1st read above, the Director General, Anti Corruption Bureau, Hyderabad has requested to place the AO under suspension immediately. In the reference 2nd read above, the Accused Officer was kept under suspension.

3. In the reference 3rd read above, the Director General, Anti Corruption Bureau, Hyderabad, has recommended for prosecution of the Accused Officer in a court of law. In the reference 4th read above, Sri V.Bitchanna, Panchayat Secretary, Manthralayam Gram Panchayat, Kurnool district was prosecuted in a court of law for the offences punishable U/s 7 & 13 (2) r/w 13 (1)(d) of PC Act, 1988.

4. The Additional Special Judge for SPE & ACB Cases, City Civil Court, Hyderabad in his judgment in C.C.No.1 of 2006, dt.5-3-2010 has opined that the prosecution utterly failed to prove the guilt of the accused officer beyond all reasonable doubt for the offences punishable under section 7 & 13(1)(d) r/w sec.13(2) of the PC Act, 1988. The Accused Officer is found not guilty for the offences punishable U/s 7 and 13 (1)(d) r/w 13 (2) of PC Act, 1988 and accordingly he is acquitted u/s 248 (1) Cr.P.C.

5. In the reference 5th read above, the Director General, Anti Corruption Bureau, Hyderabad while enclosing the judgment in C.C.No.1 of 2006, dt.5-3-2010 of the Addl. Spl. Judge for SPE & ACB Cases, City Civil Court, Hyderabad has informed that the Bureau is of the opinion that there are no grounds to prefer an appeal against the acquittal orders of the Lower Court.

6. Govt. after careful examination of the matter have decided to drop further action against Sri V.Bitchanna, Panchayat Secretary, Manthralayam Gram Panchayat,

Kurnool district in view of his acquittal in the trap case. Accordingly, further action against him is hereby dropped.

7. The District Collector, Kurnool is requested to take necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF GOVERNOR OF ANDHRA PRADESH)

M.V.P.C. SASTRY
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

The District Collector, Kurnool.

The individual through District Collector, Kurnool.

The District Panchayat Officer, Kurnool.

Copy to:

The Commissioner, Panchayat Raj & Rural Employment, Hyderabad.

The Director General, Anti Corruption Bureau, Hyderabad.

The Secretary to Vigilance Commissioner,

Andhra Pradesh Vigilance Commissioner, Hyderabad.

Sf/Sc.

// FORWARDED BY ORDER //

SECTION OFFICER